



LEGISLATURE

DRAFT MINUTES

HOUSE LAW ENFORCEMENT AND CRIMINAL JUSTICE STANDING COMMITTEE

Monday, March 9, 2020 | 10:00 a.m. | 450 State Capitol

Members Present:

Rep. Lee B. Perry, Chair
Rep. Kim F. Coleman, Vice Chair
Rep. Sandra Hollins
Rep. Kelly B. Miles
Rep. Val K. Potter
Rep. Paul Ray
Rep. Angela Romero
Rep. Casey Snider

Rep. Andrew Stoddard
Rep. Mark A. Strong

Members Absent:

Rep. Mike Schultz

Staff Present:

John Feinauer, Policy Analyst
An Bradshaw, Committee Secretary

Note: A copy of related materials and an audio recording of the meeting can be found at www.le.utah.gov.

Chair Perry called the meeting to order at 10:03 a.m.

MOTION: Rep. Potter moved to approve the minutes of March 6, 2020. The motion passed with a vote of 6 - 0 - 5.

Yeas-6

Rep. K. Coleman
Rep. S. Hollins
Rep. L. Perry
Rep. V. Potter
Rep. A. Romero
Rep. A. Stoddard

Nays-0

Absent-5

Rep. K. Miles
Rep. P. Ray
Rep. M. Schultz
Rep. C. Snider
Rep. M. Strong

1 . H.B. 485 Amendments Related to Surcharge Fees (*Ferry, J.*)

Rep. Joel Ferry presented the bill to the committee.

Rep. Coleman assumed the chair.

Kelly Sparks, Sheriff, Davis County, spoke in support of the bill.

MOTION: Rep. Romero moved to pass H.B. 485 out favorably. The motion passed with a vote of 8 - 0 - 3.

Yeas-8

Rep. K. Coleman
Rep. S. Hollins
Rep. K. Miles
Rep. V. Potter
Rep. A. Romero
Rep. C. Snider
Rep. A. Stoddard
Rep. M. Strong

Nays-0

Absent-3

Rep. L. Perry
Rep. P. Ray
Rep. M. Schultz

2 . 3rd Sub. S.B. 173 Disrupting Legislative or Official Meetings (*Ipson, D.*)

Rep. Don Ipson presented the bill to the committee.

Marina Lowe, American Civil Liberties Union (ACLU) of Utah, spoke in opposition to the bill.

Eric Peterson, Utah Society of Professional Journalists, spoke in opposition to the bill.

Andrea Himoff, Action Utah, spoke in opposition to the bill.

Connor Boyack, Libertas Institute, spoke in opposition to the bill.

Steve Burton, Utah Association of Criminal Defense Lawyers, spoke in opposition to the bill.

Lynn Pace, Director of Government Relations, Salt Lake City Mayor's Office, spoke in opposition to the bill.

MOTION: Chair Perry moved to move to the next agenda item. The motion passed with a vote of 10 - 0 - 1.

Yeas-10

Nays-0

Absent-1

Rep. K. Coleman
Rep. S. Hollins
Rep. K. Miles
Rep. L. Perry
Rep. V. Potter
Rep. P. Ray
Rep. A. Romero
Rep. C. Snider
Rep. A. Stoddard
Rep. M. Strong

Rep. M. Schultz

3 . S.B. 185 Correctional Facility Transparency Requirements (*Anderegg, J.*)

Sen. Jacob Anderegg presented the bill with the assistance of David Reymann, counsel for ACLU and Disability Law Center, and Marina Lowe, ACLU.

MOTION: Rep. Potter moved to replace S.B. 185 with 1st Substitute S.B. 185. The motion passed with a vote of 7 - 0 - 4.

Yeas-7

Nays-0

Absent-4

Rep. K. Coleman
Rep. S. Hollins
Rep. K. Miles
Rep. V. Potter
Rep. A. Romero
Rep. C. Snider
Rep. M. Strong

Rep. L. Perry
Rep. P. Ray
Rep. M. Schultz
Rep. A. Stoddard

MOTION: Rep. Potter moved to pass 1st Substitute S.B. 185 out favorably. The motion passed with a vote of 8 - 0 - 3.

Yeas-8

Nays-0

Absent-3

Rep. K. Coleman
Rep. S. Hollins
Rep. K. Miles
Rep. L. Perry
Rep. V. Potter
Rep. C. Snider
Rep. A. Stoddard
Rep. M. Strong

Rep. P. Ray
Rep. A. Romero
Rep. M. Schultz

4 . H.B. 461 Criminal Justice Amendments (*Hutchings, E.*)

Rep. Eric Hutchings presented the bill with the assistance of Christopher Walden, Supervisory Special Agent, Attorney General's Office.

Dave Davis, Utah Retail Merchants Association, spoke in support of the bill.

MOTION: Rep. Potter moved to pass H.B. 461 out favorably. The motion passed with a vote of 10 - 0 - 1.

Yeas-10

Rep. K. Coleman
Rep. S. Hollins
Rep. K. Miles
Rep. L. Perry
Rep. V. Potter
Rep. P. Ray
Rep. A. Romero
Rep. C. Snider
Rep. A. Stoddard
Rep. M. Strong

Nays-0

Absent-1

Rep. M. Schultz

5 . 2nd Sub. S.B. 31 Safety Inspections for Cited Vehicles (*Riebe, K.*)

Sen. Kathleen Riebe presented the bill to the committee.

Colonel Michael Rapich, Utah Highway Patrol, Department of Public Safety, spoke in support of the bill.

Connor Boyack, Libertas Institute, spoke to the bill.

MOTION: Chair Perry moved to pass 2nd Substitute S.B. 31 out favorably. The motion passed with a vote of 10 - 0 - 1.

Yeas-10

Rep. K. Coleman
Rep. S. Hollins
Rep. K. Miles
Rep. L. Perry
Rep. V. Potter
Rep. P. Ray
Rep. A. Romero
Rep. C. Snider
Rep. A. Stoddard
Rep. M. Strong

Nays-0

Absent-1

Rep. M. Schultz

6 . 3rd Sub. S.B. 173 Disrupting Legislative or Official Meetings (*Ipson, D.*)

MOTION: Chair Perry moved to amend 3rd Substitute S.B. 173 with Amendment #1. The motion passed with a vote of 9 - 0 - 2.

Amendment 1
3rd Sub. S.B. 173

1. Page 2, Lines 36 through 38:

36 (2) It is unlawful for an individual to , after being given a verbal warning to cease disrupting, disturbing, or
engaging in disorderly conduct, intentionally:

37 (a) disrupt or disturb an official meeting; or

38 (b) engage in disorderly conduct at an official meeting.



Yeas-9

Rep. K. Coleman
Rep. S. Hollins
Rep. K. Miles
Rep. L. Perry
Rep. V. Potter
Rep. A. Romero
Rep. C. Snider
Rep. A. Stoddard
Rep. M. Strong

Nays-0

Absent-2

Rep. P. Ray
Rep. M. Schultz

MOTION: Chair Perry moved to pass 3rd Substitute S.B. 173 out favorably.

Chair Perry's motion to pass 3rd Substitute S.B. 173 out favorably passed with a vote of 7 - 3 - 1.

Yeas-7

Rep. K. Coleman
Rep. K. Miles
Rep. L. Perry
Rep. V. Potter
Rep. P. Ray
Rep. C. Snider
Rep. M. Strong

Nays-3

Rep. S. Hollins
Rep. A. Romero
Rep. A. Stoddard

Absent-1

Rep. M. Schultz

7 . 1st Sub. S.B. 193 Statewide Jail Data Amendments (*Thatcher, D.*)

Rep. Ray presented the bill to the committee.

MOTION: Rep. Ray moved to pass 1st Substitute S.B. 193 out favorably. The motion passed with a vote of 9 - 0 - 2.

Yeas-9

Rep. K. Coleman
Rep. S. Hollins
Rep. K. Miles
Rep. L. Perry
Rep. V. Potter
Rep. P. Ray
Rep. C. Snider
Rep. A. Stoddard
Rep. M. Strong

Nays-0

Absent-2

Rep. A. Romero
Rep. M. Schultz

Rep. Perry resumed the chair.

Chair Perry thanked the committee and staff for their work. He and Rep. Coleman will be greatly missed as they retire from the House of Representatives. Several committee members expressed their gratitude for the opportunity to work with Chair Perry and Vice Chair Coleman.

MOTION: Chair Perry moved to adjourn. The motion passed with a vote of 8 - 0 - 3.



Yeas-8

Rep. K. Coleman
Rep. S. Hollins
Rep. K. Miles
Rep. L. Perry
Rep. V. Potter
Rep. P. Ray
Rep. C. Snider
Rep. M. Strong

Nays-0

Absent-3

Rep. A. Romero
Rep. M. Schultz
Rep. A. Stoddard

Chair Perry adjourned the meeting at 11:33 a.m.